

# EXHIBT 1

VEH		LAFAYETTE INVESTMENTS INC		104 WEST 40 HIGHWAY		BATES CITY		MO 64011	
Type		Case 3:05-cv-00962-MHT-SRW Document 63 Filed 09/02/2006 Page 2 of 6		Type		Type		Type	
1 - Auto		11 - Moped		1 - None		1 - None		1 - None	
2 - Sta. Wagon		12 - M. Scooter		2 - Explosive		2 - Mobile Home		2 - Towed Vehicle	
3 - Pick Up		13 - Pedal Cycle		3 - Gas		3 - Semi Trailer		3 - Tanker	
4 - Van		14 - Farm Mach.		4 - Flam/Combust. Liq.		4 - Utility Trailer		4 - Pole Trailer	
5 - Truck Tractor		15 - Train		5 - Flammable Solids		5 - Wheel Trailer		5 - Double Trailer	
6 - Other Truck		16 - Road Equip.		6 - Oxidizing/Peroxide		6 - Boat Trailer		6 - Other	
7 - Comm Bus		17 - Ridden Animal		7 - Poison		7 - Radiactive Material		7 - Corrosive Material	
8 - School Bus		18 - M. Horse (EQU)		8 - Other		8 - Other		8 - Other	
9 - Other Bus		19 - ATV		9 - Transport Prop		9 - Transport Prop		9 - Transport Prop	
10 - Motorcycle		20 - Other		10 - Agriculture		10 - Agriculture		10 - Agriculture	
11 - Motorcycle		21 - Other		11 - Whacker/Tow		11 - Whacker/Tow		11 - Whacker/Tow	
Speed Limit		Est. Speed		Classification Changed		Damage		Vehicle Towed Away?	
70 MPH		70 MPH		NONE		1 - Non Visible		Yes	
Vehicle Towed By Whom		THROWER'S WRECKER LOT		To Where:		THROWER'S WRECKER LOT TUSKEGEE AL		Enter Point of Initial Impact	
Driver Full Name		Street Address		City and State		Zip		Telephone No.	
EDWARD NEAL THOMPSON		801.5TH AVENUE		GENEVA AL		36340		334 684-3945	
Date of Birth		Sex		DL Class		DL Status		List Restrictions	
10 30 1962		W M		AL		AMV C		C	
Month Day Year		W M AL		4657210		Social Security No.		4 1 1 7 - 1 8 1 - 9 3 1 1 9	
Place of Employment		DEFUNIAK SPRINGS FL		Liability Insurance Co.		AIG		Residence Less Than 25 Miles	
Driver		No Driver		2 - Refused		3 - Other		Sobriety	
Conditions		2 - Apparently Asleep		4 - II		7 - Unknown		Officer's Opinion	
Maneuver		01		Travel Road Name		I-85		Road Code	
Yeh Year		Make		Model		Body		V.I.R.	
1995		PTRB		N/A		NA		IXP5DB9X0SN376286	
Owner's Name		FLORIDA TRANSFORMER		Sheet or R.F.B.		PO BOX 507		DEFUNIAK SPRINGS FL	
Type		Type		Type		Type		Type	
1 - Auto		11 - Moped		1 - None		1 - None		1 - None	
2 - Sta. Wagon		12 - M. Scooter		2 - Explosive		2 - Mobile Home		2 - Towed Vehicle	
3 - Pick Up		13 - Pedal Cycle		3 - Gas		3 - Semi Trailer		3 - Tanker	
4 - Van		14 - Farm Mach.		4 - Flam/Combust. Liq.		4 - Utility Trailer		4 - Pole Trailer	
5 - Truck Tractor		15 - Train		5 - Flammable Solids		5 - Wheel Trailer		5 - Double Trailer	
6 - Other Truck		16 - Road Equip.		6 - Oxidizing/Peroxide		6 - Boat Trailer		6 - Other	
7 - Comm Bus		17 - Ridden Animal		7 - Poison		7 - Radiactive Material		7 - Corrosive Material	
8 - School Bus		18 - M. Horse (EQU)		8 - Other		8 - Other		8 - Other	
9 - Other Bus		19 - ATV		9 - Transport Prop		9 - Transport Prop		9 - Transport Prop	
10 - Motorcycle		20 - Other		10 - Agriculture		10 - Agriculture		10 - Agriculture	
Speed Limit		Est. Speed		Classification Changed		Damage		Vehicle Towed Away?	
70 MPH		70 MPH		NONE		1 - Non Visible		Yes	
Vehicle Towed By Whom		THROWER'S WRECKER SERVICE		To Where:		THROWER'S WRECKER LOT TUSKEGEE AL		Enter Point of Initial Impact	
Contributing Circumstances		Driver's Observance		Driver's Observance		Driver's Observance		Driver's Observance	
01 - Improper Passing		02 - Improper Lane Change/Usage		03 - Improper Turn/U-Turn		04 - Following Too Close		05 - Unsafe Stopping Dist	
06 - Over Speed Limit		07 - Unsafe Headlight/Beam		08 - Improper Passing		09 - Improper Passing		10 - Improper Passing	
11 - Improper No Signal		12 - Failure to Yield Right of Way		13 - Failure to Yield Right of Way		14 - Failure to Yield Right of Way		15 - Failure to Yield Right of Way	
16 - Failure to Yield Right of Way		17 - Failure to Yield Right of Way		18 - Failure to Yield Right of Way		19 - Failure to Yield Right of Way		20 - Failure to Yield Right of Way	
21 - Failure to Yield Right of Way		22 - Failure to Yield Right of Way		23 - Failure to Yield Right of Way		24 - Failure to Yield Right of Way		25 - Failure to Yield Right of Way	
26 - Failure to Yield Right of Way		27 - Failure to Yield Right of Way		28 - Failure to Yield Right of Way		29 - Failure to Yield Right of Way		30 - Failure to Yield Right of Way	
31 - Failure to Yield Right of Way		32 - Failure to Yield Right of Way		33 - Failure to Yield Right of Way		34 - Failure to Yield Right of Way		35 - Failure to Yield Right of Way	
36 - Failure to Yield Right of Way		37 - Failure to Yield Right of Way		38 - Failure to Yield Right of Way		39 - Failure to Yield Right of Way		40 - Failure to Yield Right of Way	
41 - Failure to Yield Right of Way		42 - Failure to Yield Right of Way		43 - Failure to Yield Right of Way		44 - Failure to Yield Right of Way		45 - Failure to Yield Right of Way	
46 - Failure to Yield Right of Way		47 - Failure to Yield Right of Way		48 - Failure to Yield Right of Way		49 - Failure to Yield Right of Way		50 - Failure to Yield Right of Way	
51 - Failure to Yield Right of Way		52 - Failure to Yield Right of Way		53 - Failure to Yield Right of Way		54 - Failure to Yield Right of Way		55 - Failure to Yield Right of Way	
56 - Failure to Yield Right of Way		57 - Failure to Yield Right of Way		58 - Failure to Yield Right of Way		59 - Failure to Yield Right of Way		60 - Failure to Yield Right of Way	
61 - Failure to Yield Right of Way		62 - Failure to Yield Right of Way		63 - Failure to Yield Right of Way		64 - Failure to Yield Right of Way		65 - Failure to Yield Right of Way	
66 - Failure to Yield Right of Way		67 - Failure to Yield Right of Way		68 - Failure to Yield Right of Way		69 - Failure to Yield Right of Way		70 - Failure to Yield Right of Way	
71 - Failure to Yield Right of Way		72 - Failure to Yield Right of Way		73 - Failure to Yield Right of Way		74 - Failure to Yield Right of Way		75 - Failure to Yield Right of Way	
76 - Failure to Yield Right of Way		77 - Failure to Yield Right of Way		78 - Failure to Yield Right of Way		79 - Failure to Yield Right of Way		80 - Failure to Yield Right of Way	
81 - Failure to Yield Right of Way		82 - Failure to Yield Right of Way		83 - Failure to Yield Right of Way		84 - Failure to Yield Right of Way		85 - Failure to Yield Right of Way	
86 - Failure to Yield Right of Way		87 - Failure to Yield Right of Way		88 - Failure to Yield Right of Way		89 - Failure to Yield Right of Way		90 - Failure to Yield Right of Way	
91 - Failure to Yield Right of Way		92 - Failure to Yield Right of Way		93 - Failure to Yield Right of Way		94 - Failure to Yield Right of Way		95 - Failure to Yield Right of Way	
96 - Failure to Yield Right of Way		97 - Failure to Yield Right of Way		98 - Failure to Yield Right of Way		99 - Failure to Yield Right of Way		100 - Failure to Yield Right of Way	

DEFENDANT'S  
EXHIBIT  
P-1

PENGAD 800-631-6989



The data on this report reflects my best knowledge, opinions and beliefs concerning the accident, but no warrant is made as to the factual accuracy thereof.

Signature of Investigating Officer: Alex S. Hunter Date 09-07-04



AST No. 24 Rev. 4/85

## SUPPLEMENTAL SHEET

	Name	Address	Unit No.	Seat Pos.	Injury Type	Age	Sex	Ejection	First Aid By
3	WILLIAM TIDWELL	1204 PETTY ROAD WESTVILLE FL	2	3	C	35	M	N	A
	Taken to TALLASSEE COMMUNITY HOSPITAL TALLASSEE AL	Taken by CARE AMBULANCE							
4	N/A								
	Taken to	Taken by							
5									
	Taken to	Taken by							
6									
	Taken to	Taken by							
7									
	Taken to	Taken by							
8									
	Taken to	Taken by							
9									
	Taken to	Taken by							
10									
	Taken to	Taken by							
11									
	Taken to	Taken by							
12									
	Taken to	Taken by							

ADDITIONAL ACCIDENT VICTIMS

ADDITIONAL NARRATIVE SPACE

**DESCRIBE WHAT HAPPENED (Refer to vehicles by number) UNIT 1 WAS TRAVELING NORTHBOUND ON I-85.**

UNIT 1 LEFT THE LEFT SIDE OF THE ROADWAY, WENT DOWN AN EMBANKMENT, STRUCK A ROAD SIGN, STRUCK A DRAINAGE DITCH, WENT UP AN EMBANKMENT, CAME DOWN AN EMBANKMENT, STRUCK A DRAINAGE DITCH, WENT UP AN EMBANKMENT, OVERTURNED ON THE DRIVER'S SIDE, CAME BACK ONTO THE ROADWAY BLOCKING BOTH LANES OF NORTHBOUND I-85, AND IS STRUCK BY UNIT 2 TRAVELING NORTHBOUND ON I-85. AT THE TIME OF THE COLLISION DRIVER OF UNIT 2 ADVISED HE WAS UNABLE TO SEE UNIT 1 IN THE ROADWAY. INVESTIGATION REVEALED THAT AT THE TIME OF THE COLLISION DUE TO THE POSITIONING OF UNIT 1 UPON COMING BACK ONTO THE ROADWAY THE BOTTOM OF THE UNDERCARRIAGE WAS THE ONLY PART OF THE VEHICLE THAT COULD HAVE BEEN SEEN BY THE DRIVER OF UNIT 2. UNIT 1 WAS FURTHER TRANSPORTING TITANIUM DIOXIDE IN DRY BULK FORM. THERE WERE 22 PALLETS OF TITANIUM DIOXIDE R101-04 WITH A WEIGHT OF 2000 POUNDS EACH. THE FREIGHT WAS BEING DELIVERED TO THE STANDRIDGE COLOR CORPORATION IN SOCIAL CIRCLE GEORGIA. NONE OF THE MATERIAL WAS SPILLED NOR WERE ANY OF THE PACKAGES RUPTURED OR DAMAGED. THE MATERIAL REQUIRED PROPER HANDLING AND STORAGE DUE TO ITS POTENTIAL TO BECOME HAZARDOUS. ALL HANDLING AND STORAGE WAS DONE BY THROWER'S WRECKER SERVICE.



Unit No.

(same as on main report)

## Alabama Uniform Traffic Accident Report

## Truck/Bus Supplemental Sheet

Sheet 3 of 4 Sheets

## General Instructions

Complete this form for each qualifying vehicle ONLY if the accident meets BOTH of the following criteria:

1. The accident involved a qualifying vehicle (truck with 6 or more tires or Haz/Mat placard, or a bus designed to carry 16 or more, including driver) and;
2. The accident resulted in at least one of the following: A. one or more fatalities B. one or more persons injured and taken from the scene for immediate medical attention, or C. one or more involved vehicles had to be towed from the scene as a result of disabling damage or had to receive assistance to leave.

## Screening Information

Number of Qualifying Vehicles:

Trucks with 6 or more tires or Haz/Mat placard 2

Buses designed to carry 16 or more (including driver) \_\_\_\_\_

Number of vehicles towed from scene due to damage or provided assistance 2

Number of Persons:

Sustaining fatal injuries 1Transported for immediate medical treatment 2

## Vehicle Information

Gross Vehicle Weight Rating (GVWR)

A. Truck, tractor or bus 17000B. Trailer or trailers (total) 55000Total GVWR for unit (A+B) 72000

Hazardous Material Involvement

Did vehicle have a Haz/Mat placard Yes ☒ No

If Yes, include following information from placard

A. Name or 4-digit number from diamond or box NAB. The 1-digit number from bottom of diamond NAWas hazardous material released from THIS vehicle's cargo? Yes ☒ NoTotal number of axles 5

Vehicle Configuration (circle one number)

1. Bus      2. Single unit truck (2 axles/ 6 or more tires)      3. Single unit truck (3 or more axles)  
 4. Truck with trailer      5. Truck tractor only (bobtail)      6. Tractor with semi-trailer      7. Tractor with double trailers  
 8. Tractor with triple trailers      9. Unknown class heavy truck      0. Any other 4-wheeled vehicle

Cargo Body Type (circle one number)

1. Bus      2. Van/enclosed box      3. Cargo tank      4. Flatbed      5. Dump  
 6. Concrete mixer      7. Auto transporter      8. Garbage/ refuse      9. Other \_\_\_\_\_

## Motor Carrier Information

NOTE: If NOT a motor carrier, enter NONE under Carrier Name, 0 for None under Carrier Identification Numbers, and go to Sequence Of Events Section

Carrier Name FLORIDA TRANSFORMER

Source (circle one number)      1. Vehicle side      2. Shipping papers      3. Driver      4. Other

Carrier mailing address (Street or P.O. Box) PO BOX 507City, State, Zip DEFUNIAK SPRINGS FLORIDA 32435

Carrier Identification Numbers ( \_\_\_\_\_ None = 0)

US DOT 160401      ICC MC \_\_\_\_\_      STATE NO. \_\_\_\_\_      STATE \_\_\_\_\_

## / Sequence of Events

Note: for this vehicle - list up to four

Event #1 10      Event #2 \_\_\_\_\_      Event #3 \_\_\_\_\_      Event #4 \_\_\_\_\_

EVENT CODES

- Non-Collision      1. Ran off road      2. Jackknife      3. Overturned (rollover)      4. Downhill runaway  
 5. Cargo loss or shift      6. Explosion or fire      7. Separation of units      8. Other non-collision  
 Collision With      9. Pedestrian      10. Non-parked vehicle      11. Parked vehicle      12. Train  
 13. Pedalcycle      14. Animal      15. Fixed object      16. Other object

Signature of Reporting Officer

Officer I.D.

Reporting Police Agency ORJ

Date

Time

AM

PM

NY

1109

ALAST4300

09-02-2004

3:25



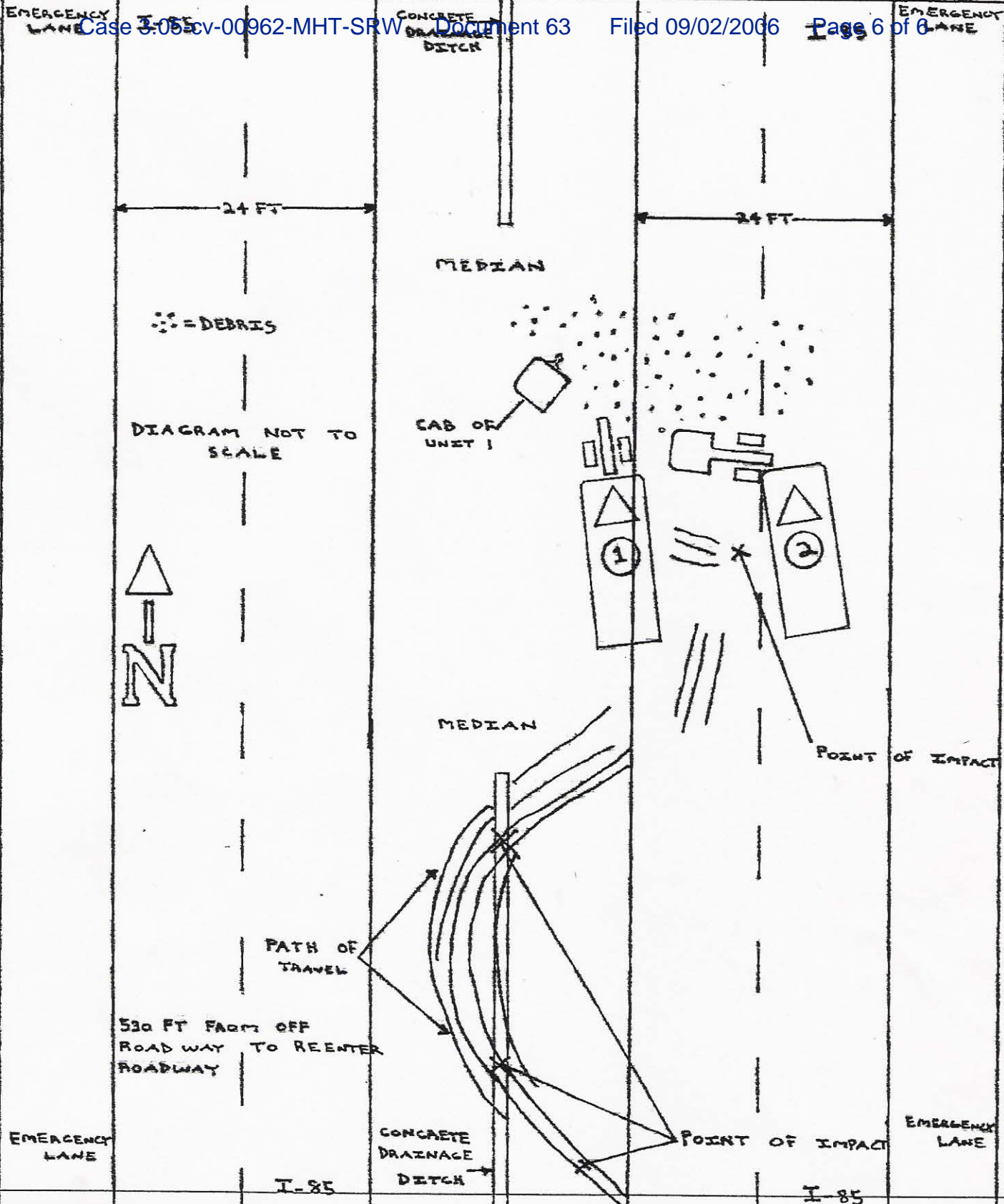


Diagram Not to Scale Diagram Scale 1 inch = (10 feet) / (20 feet)	Location MACON COUNTY		Time 3:25 P.M.
Signature of Reporting Officer <i>Alex S. Hentley</i>	Officer ID 1109	Reporting Police Agency ORI ALAST4300	DATE Month 09 Day 02 Year 2004